

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION

ZENITH ELECTRONICS CORPORATION,

Plaintiff,

v.

THOMSON INC.; THOMSON SA; PHILIPS
ELECTRONICS NORTH AMERICA
CORPORATION; KONINKLIJKE PHILIPS
ELECTRONICS N.V.; TTE
TECHNOLOGY, INCORPORATED; TTE
CORPORATION; PIONEER
ELECTRONICS (USA), INCORPORATED;
AND PIONEER CORPORATION,

Defendants.

Case No. 5:06-cv-00017-DF

AGREED ORDER OF DISMISSAL WITH PREJUDICE

WHEREAS: (1) on January 30, 2006, Plaintiff Zenith Electronics Corporation ("Zenith") filed a Complaint with this Court commencing this civil action against, among other parties, Defendant Philips Electronics North America Corporation and Defendant Koninklijke Philips Electronics N.V. (collectively, the "Philips Defendants"); (2) on April 20, 2006, Zenith filed an Amended Complaint against the Philips Defendants and others in this civil action; (3) on May 17, 2006, the Philips Defendants filed a Motion to Dismiss; (4) on June 21, 2006, Zenith filed an Opposition to the Phillips Defendants' Motion to Dismiss; (5) on July 14, 2006, the Philips Defendants filed a Reply In Support of Their Motion to Dismiss; (6) on August 21, 2006, Zenith filed a Second Amended Complaint against the Philips Defendants and others in this civil action; (7) on September 15, 2006, Zenith and the Philips Defendants filed a Stipulation

Regarding Responsive Pleading to the Second Amended Complaint; (8) Zenith and the Philips Defendants have reached a mutually satisfactory resolution of all issues between them that were the subject of this Action; and (9) after considering the Stipulation of Dismissal, the Court is of the opinion that the Stipulation of Dismissal should be granted and therefore, it is hereby:

(1) ORDERED, ADJUDGED, AND DECREED that the action between Zenith and the Philips Defendants be dismissed with prejudice;

(2) ORDERED, ADJUDGED, AND DECREED that each of the parties shall bear its own costs, expenses, and attorney fees associated with the prosecution and defense of this matter;

(3) ORDERED, ADJUDGED, AND DECREED that this Court retains exclusive jurisdiction over this matter for purposes of enforcement of this settlement; and

(4) ORDERED, ADJUDGED, AND DECREED that the unresolved pending Motion to Dismiss as between the settling parties is denied as moot.

IT IS SO ORDERED.

SIGNED this 16th day of March, 2007.



DAVID FOLSOM
UNITED STATES DISTRICT JUDGE